AMENDMENT UNDER 37 C.F.R. § 1.111 Attorney Docket No.: Q72768

Application No.: 10/532,873

## **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions and listings of claims in the application:

## **LISTING OF CLAIMS:**

- 1. (previously presented): An adhesive composition for dermal patch, comprising
- (A) a (meth)acrylic acid-base polymer having repeating units represented by formulae (1) and (2):

$$\begin{array}{c|c}
 & R^{1} \\
\hline
 & CH_{2} & C \\
\hline
 & COOM
\end{array}$$
(1)
$$\begin{array}{c|c}
 & R^{2} \\
\hline
 & CH_{2} & C \\
\hline
 & COOH
\end{array}$$

wherein  $R^1$  and  $R^2$  each independently represents a hydrogen atom or a methyl group and M represents  $NH_4^+$  or an alkali metal,

with a ratio of (1)/(2) being in a range from 100/0 to 90/10 (by mol),

- (B) water,
- (C) a polyhydric alcohol and
- (D) an aluminum compound,

with the content of (B) water being from 5 to 18.975 mass%,

wherein a water-soluble aluminum compound and a magnesium hydroxide aluminum hydroxide co-precipitate are used in combination as the aluminum compound.

AMENDMENT UNDER 37 C.F.R. § 1.111

Application No.: 10/532,873

2. (previously presented): The adhesive composition for dermal patch as claimed in claim 1, wherein (A) the (meth)acrylic acid-base polymer having repeating units represented by

Attorney Docket No.: Q72768

$$\begin{array}{c|c}
 & R^1 \\
 & | \\
 & CH_2 - C \\
 & | \\
 & COOM
\end{array}$$
(1)
$$\begin{array}{c|c}
 & R^2 \\
 & | \\
 & CH_2 - C \\
 & | \\
 & COOH
\end{array}$$
(2)

formulae (1) and (2) has a viscosity of 400 mPa·s or more in 0.2 mass% agueous solution:

wherein all the symbols have the same meaning as defined in claim 1.

- 3. (original): The adhesive composition for dermal patch as claimed in claim 1, wherein the polyhydric alcohol is a trivalent or of a higher valence.
- 4. (original): The adhesive composition for dermal patch as claimed in claim 3, wherein the polyhydric alcohol is glycerin.
- 5. (original): The adhesive composition for dermal patch as claimed in claim 1, wherein the polyhydric alcohol content is from 40 to 94.5 mass% based on the entire amount of the composition.
  - 6. (canceled).
- 7. (original): The adhesive composition for dermal patch as claimed in claim 1, wherein the aluminum compound content is from 0.01 to 20 mass% based on the entire amount of the composition.
- 8. (original): The adhesive composition for dermal patch as claimed in claim 1, which further comprises (E) a polymer compound having high affinity for the polyhydric alcohol.

AMENDMENT UNDER 37 C.F.R. § 1.111

Application No.: 10/532,873

Attorney Docket No.: Q72768

9. (original): The adhesive composition for dermal patch as claimed in claim 8, wherein (E) the polymer compound having high affinity for the polyhydric alcohol is at least one member selected from the group consisting of a carboxyvinyl polymer and an N-vinylacetamide-sodium acrylate copolymer.

- 10. (original): The adhesive composition for dermal patch as claimed in claim 8 or 9, wherein the content of the polymer compound having high affinity for the polyhydric alcohol is from 0.01 to 20 mass% based on the entire amount of the composition.
- 11. (previously presented): The adhesive composition for dermal patch as claimed in claim 1, which comprises diclofenac sodium as a pharmaceutically active ingredient.
- 12. (previously presented): The adhesive composition for dermal patch as claimed in claim 1, which comprises capsaicin as a pharmaceutically active ingredient.
- 13. (previously presented): A process for producing an adhesive composition for dermal patch, the adhesive composition comprising, as essential components, (A) a (meth)acrylic acid-base polymer having repeating units represented by formulae (1) and (2):

$$\begin{array}{c|c}
 & R^{1} \\
\hline
 & CH_{2} & C \\
\hline
 & COOM
\end{array}$$

$$\begin{array}{c|c}
 & R^{2} \\
\hline
 & CH_{2} & C \\
\hline
 & COOH
\end{array}$$
(1)

wherein  $R^1$  and  $R^2$  each independently represents a hydrogen atom or a methyl group and M represents  $NH_4^+$  or an alkali metal,

AMENDMENT UNDER 37 C.F.R. § 1.111

Application No.: 10/532,873

Attorney Docket No.: Q72768

with a ratio of (1)/(2) being in a range from 100/0 to 90/10 (by mol), (B) water, (C) a polyhydric alcohol and (D) an aluminum compound and if desired, (E) a polymer compound, with the content of (B) water being from 5 to 30 mass%,

wherein water (B) is added to a solution of (A) the (meth)acrylic acid-base polymer dissolved in (C) a predetermined partial amount of the polyhydric alcohol such that the water concentration at this step becomes 50% or more based on the total mass thereof, and then the remaining ingredients (C) the remaining amount of polyhydric alcohol, (D) the aluminum compound and if desired, (E) the polymer compound are added and mixed to adjust the final water concentration to a range of 5 to 30%.

- 14. (previously presented): The adhesive composition for dermal patch as claimed in claim 2, which comprises diclofenac sodium as a pharmaceutically active ingredient.
- 15. (previously presented): The adhesive composition for dermal patch as claimed in claim 2, which comprises capsaicin as a pharmaceutically active ingredient.
- 16. (previously presented): The adhesive composition for dermal patch as claimed in claim 3, which comprises diclofenac sodium as a pharmaceutically active ingredient.
- 17. (previously presented): The adhesive composition for dermal patch as claimed in claim 3, which comprises capsaicin as a pharmaceutically active ingredient.
- 18. (previously presented): The adhesive composition for dermal patch as claimed in claim 4, which comprises diclofenac sodium as a pharmaceutically active ingredient.
- 19. (previously presented): The adhesive composition for dermal patch as claimed in claim 4, which comprises capsaicin as a pharmaceutically active ingredient.
- 20. (previously presented): The process for producing an adhesive composition for dermal patch as claimed in claim 13, wherein the content of (B) water is from 5 to 18.975

Application No.: 10/532,873

mass%, and wherein the process comprises mixing (A) the (meth)acrylic acid-base polymer and a solution of (C) the polyhydric alcohol in (B) water to give a water concentration of 50% or more in the total mass thereof, and then adding and mixing the remaining ingredients (C) the residual polyhydric alcohol, (D) the aluminum compound and if desired, (E) the polymer compound to adjust the water concentration to a range of 5 to 18.975%.

- 21. (canceled).
- 22. (canceled).
- 23. (previously presented): The adhesive composition for dermal patch as claimed in claim 21, which comprises capsaicin as a pharmaceutically active ingredient.
- 24. (previously presented): The adhesive composition for dermal patch as claimed in claim 1, wherein the polyhydric alcohol (C) is present in a range of 70 mass% to 94.5 mass%.
  - 25. (previously presented): An adhesive composition for dermal patch, comprising
- (A) a (meth)acrylic acid-base polymer having repeating units represented by formulae (1) and (2):

wherein R<sup>1</sup> and R<sup>2</sup> each independently represents a hydrogen atom or a methyl group and M represents NH<sub>4</sub><sup>+</sup> or an alkali metal,

with a ratio of (1)/(2) being in a range from 90/10 to less than 100/0 (by mol),

(B) water,

AMENDMENT UNDER 37 C.F.R. § 1.111 Attorney Docket No.: Q72768

Application No.: 10/532,873

(C) a polyhydric alcohol and

(D) an aluminum compound,

with the content of (B) water being from 5 to 18.975 mass%.